CITY COUNCIL

CITY OF WICHITA

KANSAS

City Council Meeting July 8, 2003, 9:00 A.M.

City Council Chambers 455 North Main

ORDER OF BUSINESS

Call to Order Invocation Pledge of Allegiance Approve the minutes of the previous meeting AWARDS AND PRESENTATIONS Kansas Society of Professional Engineers Award for Engineering Achievement **Proclamations** PUBLIC AGENDA 1. Jeffery P. Hattan - Litterbug Problem. **UNFINISHED BUSINESS** 2. <u>CUP2003-00024 – DP151 Amendment No. 3 – Amendment to The Dugan Centre Community Unit Plan – South</u> of Taft, West of Dugan. (District V) (Continued from July 1, 2003) RECOMMENDED ACTION: Take appropriate action.

NEW BUSINESS

3. Sanitary Sewer along Socora, North of Maple. (District V)

On October 1, 2002, the City Council approved a project to construct a sanitary sewer along Socora, north of Maple. The project cost will be increased due to pavement replacement and utility line conflict costs.

RECOMMENDED ACTION: Approve the revised project; adopt the Resolution.

4. <u>Lincoln at McLean Intersection Improvements.</u> (District IV)

The Capital Improvement Program includes a project to improve the intersection of Lincoln at McLean.

RECOMMENDED ACTION: Approve the project, necessary Agreements;

and first reading of the Ordinance; authorize

the necessary signatures.

5. <u>Presentation and Comments on the Proposed 2004/2005 Annual Budget.</u>

The City Code provides that the City Manager annually submit a proposed budget for City Council consideration/action. The budget will be presented at this meeting. The proposed budget recommends no tax levy increase for the eleventh consecutive year

RECOMMENDED ACTION: Receive comments.

6. Residency Requirements for Boards/Commissions

A proposal has been suggested to modify the residency requirements for various City technical advisory boards/commissions. Options have been presented for Council consideration.

RECOMMENDED ACTION: Take the desired action

7. State Office Building Garage Condominium and Parking Leases. (District I)

The proposal represents an allocation of space for the State Office Building Parking Garage that is required to complete the refinancing of the Public Building Commission bonds.

RECOMMENDED ACTION: Approve first reading of the Ordinance and

Lease Agreements; authorize necessary signatures.

CITY COUNCIL AGENDA

8. Board Appointments.

RECOMMENDED ACTION: Make the appointments.

CONSENT AGENDA

9. Report of the Board of Bids and Contracts Dated July 7, 2003.

RECOMMENDED ACTION: Receive and file report; approve Contracts;

authorize necessary signatures.

10. <u>Applications for Licenses to Retail Cereal Malt Beverages:</u>

Renewal 2003 (Consumption on Premises)

Michael Chapple Club Billiards* 925 West Douglas

RECOMMENDED ACTION: Approve licenses subject to Staff review and approval.

11. <u>Preliminary Estimates:</u>

- a) 2003 sanitary sewer reconstruction, Phase 6 (various locations) north of 31st Street South, east of Meridian) (468-83648/620380/663501) Traffic to be maintained during construction using flagpersons and barricades. (Districts I,III,IV,VI) \$390,000.00
- b. Sedgwick from the north line of 53rd St. N to 105 feet north of the south line of 57th St. North; Athenian from the north line of 54th St. North to the south line of vacated 57th St. North; Charles from the north line of 54th St. North to the south line of vacated 57th St. North; St. Clair from the north line of 54th St. North to the south line of vacated 57th St. North; Delaware from the north line of 54th St. North to the south line of vacated 57th St. North; 54th St. North from the west line of Sedgwick to the west line of Delaware; 56th St. N from the east line of Meridian to the west line of Delaware; 57th St. North from the east line of Meridian to the west line of Sedgwick to serve Leewood Heights, and 2nd, 3rd and 4th Additions, Anderson Acres, and others north of 53rd Street North, east of Meridian. (472-83474/765717/490828) Traffic to be maintained during construction using flagpersons and barricades. (District VI) \$1,340,000.00
- c) Water distribution system to serve The Waterfront Addition north of 13th Street North, east of Webb. (448-89845/735134/470804) Does not affect existing traffic. (District II) \$54,000.00
- d) Water distribution system to serve Smithmoor 10th Addition south of Harry, west of Greenwich. (448-89667/735124/470794) Does not affect existing traffic. (District II) \$50,700.00
- e) Water distribution system to serve Clear Creek Addition south of Kellogg, west of 143rd Street East. (448-89807/735129/470799) Does not affect existing traffic. (District II) \$111,000.00
- f) Storm Water Drain #203 to serve Clear Creek Addition south of Kellogg, west of 143rd Street East. (468-83613/751337/485228) Does not affect existing traffic. (District II) \$489,000.00
- g) Lateral 350 Four Mile Creek Sewer to serve Clear Creek Addition south of Kellogg, west of 143rd Street East. (468-83612/743988/480676) Does not affect existing traffic. (District II) \$165,000.00
- h) Storm Water Drain #198 to serve Tyler's Landing Addition (south of 37th Street North, east of Tyler) (468-83579/751330/485221) Does not affect existing traffic. (District V) \$467,000.00
- i) Lateral 352 Four Mile Creek Sewer to serve Grace Park (north of Harry, east of Greenwich) (468-83654/743995/480683) Does not affect existing traffic. (District II) \$108,000.00
- j) Storm Water Drain #204 to serve Reed's Cove Addition south of 21st Street North, east of 127th Street East. (468-83625/751334/485225) Does not affect existing traffic. (District II) \$888,000.00

^{*}General/Restaurant - 50% or more of gross receipts derived from sale of food.

(Item 11 continued)

- k) 35th Street South from Gold to Gold to serve West Robbins 2nd Addition and South High School Addition east of Seneca, south of 31st Street South. (472-83661/765762/490873) Traffic to be maintained during construction using flagpersons and barricades. (District IV) \$30,000.00
- 1) 2003 Park CIP Asphalt Parking Lot and Entry Drive Resurfacing Improvements north of Mt. Vernon, east of West Street. (472-83796/785034/393166) Traffic to be maintained during construction using flagpersons and barricades. (Districts I,II,III,IV,V) \$450,000.00
- m) Water distribution system to serve Pine Meadow Addition south of 13th Street North, east of Greenwich. (448-89647/735131/470801) Does not affect existing traffic. (District II) \$102,000.00
- n) Brookview from Tyler Road to the east line of Lot 28, Block C; Valerie and 34th Street North from Brookview to the east line of Lot 32, Block B; Valerie Circle from 34th Street North to and including culde-sac; 34th Street North Court from 34th Street North to and including cul-de-sac to serve Lots 17 thru 24, Block B; 34th Street North Court from 34th Street North to and including cul-de-sac to serve Lots 25 thru 32, Block B; Sidewalk on one side of Brookview, Valerie and 34th Street North to serve Tyler's Landing Addition south of 37th Street North, east of Tyler. (472-83691/765784/490895) Does not affect existing traffic. \$348,000.00
- o) Brookview from the east line of Lot 28, Block C, to High Point; High Point, Brookview and Pepper Ridge from the south line of Tyler's Landing Addition to the north line of Tyler's Landing Addition; 34th Street North from the east line of Lot 32, Block B to Pepper Ridge; Lang from Pepper Ridge to the east line of Tyler's Landing Addition; Sidewalk on one side of Brookview and High Point, Brookview, and Pepper Ridge to serve Tyler's Landing Addition south of 37th Street North, east of Tyler. (472-83692 /765784/490904) Does not affect existing traffic. (District V) \$295,000.00

RECOMMENDED ACTION: Approve and file.

12. Deeds and Easements:

- a) Utility easement dated May 23, 2003 from J. Robert Upchurch for a tract of land located in the Southeast Quarter of Section 13, Township 27 South, Range 2 West of the 6th P.M., Sedgwick County, Kansas (OCA #743957). No cost to City.
- b) Drainage Easement dated June 5, 2003 from USD 259 for a tract of land located in the north half of the Northeast Quarter of Section 22, Township 26 South, Range 2 East of the 6th P.M., Sedgwick County, Kansas (OCA #607861). No cost to City.

RECOMMENDED ACTION: Accept documents.

13. Statements of Cost:

- a) Improving Tee Time; Lakecrest Circle, and sidewalk to serve Forest Lakes Addition (north of 29th Street North, west of Ridge Road). Total Cost \$165,700.81 (plus idle fund interest \$4,105.90, plus temporary note interest \$7,032.29). Financing to be issued at this time \$176,839.00. (765647/472-82699/490-758).
- b) Improving Northwind and West 33rd Street North to serve Ridgeport Commercial Park (north of 29th Street North, west of Ridge). Total Cost \$223,886.55 (less idle fund interest \$3,342.91, plus temporary note interest \$1,171.54). Financing to be issued at this time \$228,401.00. (765742/472-83556/490-853).

(Item 13 continued)

- c) Improving Eagles Landing, Willow Point, Dellrose Circle, Eagles Landing Court to serve Eagles Landing at North Oliver 2nd Addition (south of 45th Street North, west of Oliver). Total Cost \$307,547.97 (plus idle fund interest \$2436.96, plus temporary note interest \$3,456.07). Financing to be issued at this time \$313,441.00. (765725/472-83404/490-836).
- d) Improving Alley between Mead and Mosley from 10th to 11th Streets North to serve Sankey and McCalls Addition (south of 13th Street North, east of Broadway). Total Cost \$62,920.49 (plus idle fund interest \$540.55, plus temporary note interest \$702.96). Financing to be issued at this time \$64,164.00. (765646/472-83254/490-757).
- e) Improving Alley from Murdock to 8th Street between Market and Broadway to serve Munger's Original Town Addition (north of Murdock, west of Broadway). Total Cost \$55,161.04 (less idle fund interest \$807.32, plus temporary note interest \$632.64). Financing to be issued at this time \$56,601.00. (765699/472-83414/490-810).
- f) Improving Maize Court and construct sidewalk to serve Chadsworth Plaza (north of 21st Street North, east of Maize). Total Cost \$171,905.75 (plus idle fund interest \$2,596.02, plus temporary note interest \$1,261.23). Financing to be issued at this time \$175,763.00. (765748/472-83538/490-859).
- Improving Tipperary from west line of Lot 1, Blk 1 to east line of Lot 1, Blk 3; Bracken from north line of Tipperary to the southerly line of Lot 21, Blk 1; Bracken Court Lots 5-10, Blk 1; Bracken Circle Lots 11-21, Blk 1, Tipperary Court Lots 3-10, Blk 3 and sidewalk to serve Balthrop 4th Addition (north of Central, east of Greenwich). Total Cost \$350,840.29 (plus idle fund interest \$4,075.97, plus temporary note interest \$4,006.74). Financing to be issued at this time \$358,923.00. (765721/472-83468/490-832).
- h) Improving 34th Street, Brookview, Ridgeport, Lakeway, Brookview Court and Sidewalk to serve Ridge Port North 4th Addition (south of 37th Street North, east of Ridge). Total Cost \$386,944.78 (plus idle fund interest \$4,226.47, plus temporary note interest \$3,221.75). Financing to be issued at this time \$394,393.00. (765735/472-83409/490-846).
- i) Improving Tallowwood, Castlewood/ Glen Wood, Tallowwood Court including the cul-de-sac and sidewalk to serve Rocky Creek Addition (north of 13th, east of 127th Street East). Total Cost \$301,307.51 (plus idle fund interest \$3,175.74, plus temporary note interest \$3,221.75). Financing to be issued at this time \$307,705.00. (765731/472-83433/490-842).
- j) Improving Clark/Stoneybrook, Mt. Vernon, Cranbrook, Stoneybrook Court including cul-de-sac, Stoneybrook Circle including cul-de-sac to serve Brentwood Village Addition, Brentwood South Addition, and Maple Shade Addition (east of Webb, north of Pawnee). Total Cost \$550,088.37 (plus idle fund interest \$5,509.83, plus temporary note interest \$6,811.80). Financing to be issued at this time \$562,410.00. (765713/472-83444/490-824).
- k) Improving Chapel Hill, Crestwood, Bedford, Summerfield Loop to serve Chapel Hill Addition (north of 13th, east of Greenwich). Total Cost \$579,064.35 (plus idle fund interest \$5,766.89, plus temporary note interest \$5,857.76). Financing to be issued at this time \$590,689.00. (765739/472-83077/490-850).
- l) Improving Lydia, Lydia Court, Crestline Court, Crestline and sidewalk to serve Shelly's Orchard (east of Maize, north of Pawnee). Total Cost \$251,309.95 (plus idle fund interest \$2,187.82, plus temporary note interest \$2,768.23). Financing to be issued at this time \$256,266.00. (765728/472-83493/490-839).

(Item 13 continued)

- m) Improving Onewood, from the east line of Onewood Place, west to the west line of the plat; Onewood Place to serve Auburn Hills 12th Addition (west of 135th Street West, south of Maple). Total Cost \$247,786.74 (plus idle fund interest \$3,536.97, plus temporary note interest \$2,801.29). Financing to be issued at this time \$254,125.00. (765722/472-83291/490-833).
- n) Improving Goebel and including cul-de-sac to serve Harrison Park 2nd Addition (north of Harry, east of Webb) Total Cost \$117,552.08 (plus idle fund interest \$1,109.09, plus temporary note interest \$995.83). Financing to be issued at this time \$119,657.00. (765747/472-83612/490-858).
- o) Improving Tee Time, Lakecrest Circle and cul-de-sac to serve Forest Lakes Addition (north of 29th, west of Ridge Road). Total Cost \$202,545.87 (plus idle fund interest \$2,519.59, plus temporary note interest \$1,171.54). Financing to be issued at this time \$206,237.00. (765729/472-82322/490-840).
- p) Improving Forrest Park, Lake Ridge, Forrest Park Court and sidewalk to serve Forest Lakes West Addition (north of 29th Street North, east of Tyler). Total Cost \$124,159.52 (plus idle fund interest \$1,503.97, plus temporary note interest \$761.51). Financing to be issued at this time \$126,425.00. (765730/472-82874/490-841).
- q) Improving Custer Avenue and cul-de-sac to serve Southwest Industrial Addition (north of Pawnee, west of Meridian). Total Cost \$480,544.75 (plus idle fund interest \$5,823.37, plus temporary note interest \$2,928.88). Financing to be issued at this time \$489,297.00. (765686/472-83389/490-797).
- r) Improving Chautauqua from 26th Street to 27th Street North to serve Bruce Jones and Agee Hunter Addition (south of 29th Street, west of Hillside). Total Cost \$48,082.20 (less idle fund interest \$914.80, plus temporary note interest \$0). Financing to be issued at this time \$48,997.00. (765741/472-83601/490-852).
- s) Improving 31st Street North from Hood to Arkansas to serve Timmermeyer Gardens, E.C. & L.R. Cole's Addition to Carey Park, and Unplatted Tracts (north of 29th Street North, west of Arkansas). Total Cost \$489,440.27 (less idle fund interest \$4,831.61, plus temporary note interest \$3,701.12). Financing to be issued at this time \$497,973.00. (765651/472-83271/490-762).
- t) Improving Remington Lane, Bluegrass, Kentucky Lane, Remington Lane Court and Sidewalk to serve Highland Springs 2nd Addition (south of Central, west of 135th Street West). Total Cost \$218,221.94 (less idle fund interest \$2,918.89, plus temporary note interest \$935.17). Financing to be issued at this time \$222,076.00. (765750/472-83144/490-861).
- u) Improving Great Plains, 34th Street North, and Ridgewood to serve Great Plains Business Park 3rd Addition (east of Oliver, north of K-96). Total Cost \$452,148.55 (less idle fund interest \$5,278.70, plus temporary note interest \$3,221.75). Financing to be issued at this time \$460,649.00. (765738/472-83550/490-849).
- v) Improving 26th Street North, Alley, Burnett to serve North Lawn Addition, Buckeye Addition, Gardner's Addition, and Alley Park Addition (west of Broadway, south of 29th Street North). Total Cost \$448,905.90 (less idle fund interest \$4,099.97, plus temporary note interest \$5,459.13). Financing to be issued at this time \$458,465.00. (765662/472-83301/490-773).
- w) Improving Alley between Washington and Ida from Morris to Gilbert to serve Kelsch Third & Hephner Additions (south of Kellogg, east of Washington). Total Cost \$53,746.46 (less idle fund interest \$1,019.21, plus temporary note interest \$1,258.33). Financing to be issued at this time \$56,024.00. (765654/472-83284/490-765).

(Item 13 continued)

- x) Improving Hendryx, Reece Road, McCormick Avenue, and Reece Circle to serve Reece Farms Estates (south of Maple, west of 151st Street West). Total Cost \$253,499.10 (less idle fund interest \$2,804.77, plus temporary note interest \$2,684.13). Financing to be issued at this time \$258,988.00. (765712/472-82937/490-823).
- y) Improving Wild Rose, Forest Lakes, Wild Rose Court, and Sidewalk to serve Forest Lakes Addition (north of 29th Street North, west of Ridge). Total Cost \$143,984.77 (less idle fund interest \$1,603.56, plus temporary note interest \$878.67). Financing to be issued at this time \$146,467.00. (765744/472-82327/490-855).
- z) Improving Toben to serve Mediterranean Plaza Addition (south of 37th Street North, west of Webb). Total Cost \$191,678.44 (less idle fund interest \$4,216.56, plus temporary note interest \$0). Financing to be issued at this time \$195,895.00. (765740/472-83531/490-851).
- aa) Improving Grove Court to serve Pine Bay Estates (east of Hydraulic, south of 63rd Street South). Total Cost \$101,848.28 (less idle fund interest \$1,556.26, plus temporary note interest \$640.46). Financing to be issued at this time \$104,045.00. (765753/472-83617/490-864).
- bb) Improving Boxthorn, Ayesbury, Woodridge, Eagle, Wawona, Davin Lane, Davin Circle, Davin Court, Boxthorn Court, Ayesbury Circle and Sidewalk to serve the Fairmont Addition (north of 21st Street North, west of 127th Street East). Total Cost \$594,669.50 (less idle fund interest \$4538.25, plus temporary note interest \$6,481.25). Financing to be issued at this time \$605,689.00. (765714/472-83483/490-825).
- cc) Improving Broadview Circle including the cul-de-sac and sidewalk to serve Northeast Middle School (south of 45th Street North, west of Oliver). Total Cost \$369,711.98 (less idle fund interest \$4,443.33, plus temporary note interest \$2,401.69). Financing to be issued at this time \$376,557.00. (765745/472-83604/490-856).

RECOMMENDED ACTION: Approve and file.

14. <u>Petitions for Public Improvements:</u>

- a) Sanitary sewer to serve an unplatted tract north of 8th Street, west of Hoover. (District VI)
- b) Sanitary sewer to serve Lot 2, Block 6, Miles Hidden Lakes Addition south of Maple, west of Maize. (District V)

RECOMMENDED ACTION: Approve Petitions; adopt Resolutions.

15. <u>Consideration of Street Closures/Uses.</u>

RECOMMENDED ACTION: Approve street closures/uses.

16. Agreements/Contracts:

- a) Interlocal Special Weapons and Tactics Program.
- b) Easement encroachment Echo Hills Addition. (District V)

(Item 16 continued)

c) Easement encroachment - 8221 Meadow Pass Court. (District V)

RECOMMENDED ACTION: Approve Agreements/Contracts; authorize

necessary signatures.

17. Garvey Park Improvements. (District III)

RECOMMENDED ACTION: Approve improvements construction; adopt

the Resolution.

18. <u>Taxable Industrial Revenue Bonds, Series V, 2000, and Series III, 2002 - Big Dog Motorcycles Project, Approval of Alley Lease.</u> (District I)

RECOMMENDED ACTION: Adopt the Resolution approving the

Lease; authorize necessary signatures.

19. Amending Resolution - Sanitary Sewer along Broadway, North of MacArthur. (District III)

RECOMMENDED ACTION: Adopt the Resolution.

- 20. Second Reading Ordinances: (First read July 1, 2003)
 - a) Central Avenue improvements Oliver to Woodlawn. (Districts I and II)

An Ordinance declaring Central Avenue, from Oliver to Woodlawn (472-83754) to be a main trafficway within the City of Wichita, Kansas; declaring the necessity of and authorizing certain improvements to said main trafficway; and setting forth the nature of said improvements, the estimated costs thereof, and the manner of payment of the same.

b) Property acquisition by eminent domain – 9018 East Kellogg. (District II)

An Ordinance providing for acquisition by eminent domain of 9018 East Kellogg.

c) ZON2003-26 (Associated with CON2003-16) - north of Maple, west of 135th Street West. (District V)

An Ordinance changing the zoning classifications or districts of certain lands located in the City of Wichita, Kansas, under the authority granted by the Wichita-Sedgwick County Unified Zoning Code, Section V-C, as adopted by Section 28.04.010, as amended. (ZON2003-26)

d) ZON2002-08 - north of Harry, east of Hillside. (District III)

An Ordinance changing the zoning classifications or districts of certain lands located in the City of Wichita, Kansas, under the authority granted by the Wichita-Sedgwick County Unified Zoning Code, Section V-C, as adopted by Section 28.04.010, as amended. (ZON2002-08)

(Item 20 continued)

e) ZON2000-35 – west of Tyler, south of Central. (District V)

An Ordinance changing the zoning classifications or districts of certain lands located in the City of Wichita, Kansas, under the authority granted by the Wichita-Sedgwick County Unified Zoning Code, Section V-C, as adopted by Section 28.04.010, as amended. (ZON2000-35)

f) ZON2002-05 – south of Harry, east Side of Webb Road. (District II)

An Ordinance changing the zoning classifications or districts of certain lands located in the City of Wichita, Kansas, under the authority granted by the Wichita-Sedgwick County Unified Zoning Code, Section V-C, as adopted by Section 28.04.010, as amended. (ZON2002-05)

RECOMMENDED ACTION: Adopt Ordinances.

PLANNING AGENDA

NOTICE: Public hearing on planning items is conducted by the MAPC under provisions of State law. Adopted policy is that additional hearing on zoning applications will not be conducted by the City Council unless a statement alleging (1) unfair hearing before the MAPC, or (2) alleging new facts or evidence has been filed with the City Clerk by 5p.m. on the Wednesday preceding this meeting. The Council will determine from the written statement whether to return the matter to the MAPC for rehearing.

* Consent Items

*21. <u>VAC2003-21 - Vacate Easement - Northwest of the 13th Street North/Rock Road Intersection.</u> (District II)

RECOMMENDED ACTION: Approve the Vacation Order; authorize the

necessary signatures.

*22. VAC2003-23 - Vacate Easement - Northwest of the K-96/Greenwich Road Intersection. (District II)

RECOMMENDED ACTION: Approve the Vacation Order; authorize the

necessary signatures.

*23. VAC2003-25 - Vacate Alley - Southeast of the Grove/Harry Intersection. (District III)

RECOMMENDED ACTION: Approve the Vacation Order; authorize the

necessary signatures.

*24. A03-17 - Annex Land Near the Northwest Corner of South Greenwich Road, East of Harry Street. (District II)

RECOMMENDED ACTION: Approve the annexation and first reading

of the Ordinance.

AIRPORT AGENDA

NOTICE: The City Council is meeting as the governing body of the Airport for consideration and action on items on this Agenda, pursuant to State law and City ordinance. The meeting of the Authority is deemed called to order at the start of this Agenda and adjourned at the conclusion.

25. Airport Improvement Program Grant Application - Jabara Land Acquisition.

RECOMMENDED ACTION: Approve the Grant application and receipt of funds;

authorize the necessary signatures.

26. Acquisition by Eminent Domain of Tracts Required for Runway Approach Protection - Jabara Airport.

RECOMMENDED ACTION: Adopt the Resolution; approve first reading

of the Ordinance.

HOUSING AGENDA

NOTICE: The City Council is meeting as the governing body of the Housing Authority for consideration and action on items on this Agenda, pursuant to State law, HUD, and City ordinance. The meeting of the Authority is deemed called to order at the start of this Agenda and adjourned at the conclusion.

Inafay Grays-McClellan, Housing Member is also seated with the City Council.

27. 2002 Public Housing Assessment System Scores.

RECOMMENDED ACTION: Receive and file.

28. Resolution Approving Execution of HUD General Depository Agreements.

RECOMMENDED ACTION: Adopt the Resolution.

29. 2003 Section 8 Voucher Revised HUD Budget.

RECOMMENDED ACTION: Approve the revised budget; authorize

the necessary signatures.

- 30. Reports:
 - a) Public Housing occupancy.
 - b) Public Housing capital improvements.
 - c) Section 8 statistical.

RECOMMENDED ACTION: Receive and file.

Adjournment
